

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Luciano Adorini, *et al.*

Application No.: 10/554,038

Confirmation No.: 8321

Filed: October 19, 2005

Art Unit: 1623

For: GEMINI VITAMIN D3 COMPOUNDS AND
METHODS OF USE THEREOF

Examiner: GOON, SCARLETT Y.

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (IDS)

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir/Madam:

Pursuant to 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants invite the attention of the Patent and Trademark Office to the references listed on the attached PTO/SB/08.

Applicants respectfully request that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

The references listed on the attached PTO/SB/08 were cited in a Supplementary European Search report issued in European patent application No. 04 75 1195, which claims priority to U.S. provisional application Ser. No. 60/466,638, filed April 30, 2003 to which the instant application also claims priority.

In accordance with 37 CFR 1.98(a)(2)(ii), Applicants have not submitted copies of U.S. patents or U.S. patent application publications. Applicants submit herewith copies of foreign patent documents and non-patent documents in accordance with 37 CFR 1.98(a)(2), including a copy of the Supplementary European Search Report.

In accordance with 37 C.F.R. §1.97(g), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(a) exists.

In accordance with 37 C.F.R. §1.97(h), the filing of this Supplemental Information Disclosure Statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

Applicants submit that the Supplemental Information Disclosure Statement is in compliance with 37 C.F.R. §1.98 and respectfully request the Examiner to consider the references listed on the attached PTO SB/08.

Applicants file this Supplemental Information Disclosure Statement after the mailing date of the first Office Action on the merits but before the mailing date of a Final Office Action or Notice of Allowance (37 C.F.R. §1.97(c)). Accordingly, please charge Deposit Account No. 04-1105 in the amount of \$180.00 covering the fee set forth in 37 CFR 1.17(p).

Applicants hereby authorize the Director to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to Deposit Account No. 04-1105, under Order No. 59756CON(49949).

Dated: November 25, 2009

Respectfully submitted,

Electronic signature: /Peter C. Lauro, Esq./
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